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Attorney Docket No. 04081/LH

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): A. SHIBUTANI et al

Serial No. : 10/772,742

Filed: February 4, 2004

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Art Unit : 2612

Examiner : GARBER, WENDY RAE

INFORMATION DISCLOSURE STATEMENT WITH STATEMENT UNDER 37 CFR 1.97(e) AND STATEMENT UNDER 37 CFR 1.704(d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Submitted herewith are the following:

- (1) Copy of a Chinese Office Action dated October 14, 2005 (and English translation thereof) issued in a counterpart Chinese application;
- (2) Copy of cited publication; and
- (3) Form PTO/SB/08A.

An English translation of said Chinese Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

CERTIFICATE OF FACSIMILE TRANSMISSION TO NO. 1-571-273-8300

TOTAL PAGES: []
I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

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Dated: November 1, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently berewith, please consider this as a Potition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of October 14, 2005. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

STATEMENT UNDER 37 CFR 1.704(d)

Each item of information contained in this Information Disclosure Statement was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in \$1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

Respectfully_submitted,

Leonard Holtz Reg. No. 22,

Encls.

Dated: November 1, 2005

FRISHAUF HOLTZ GOODMAN & CHICK, P.C. 220 FIFTH AVENUE NEW YORK, N.Y. 10001-7708 Tel. No. (212) 319-4900 Fax No. (212) 319-5101 LH:nps

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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Unique citation designation number. See kinds of U.S. Patent Documents. Enter Office that issued the approximately the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the scrial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Flace a check here if English translation is attached.